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Ontario Regulation 116/86

(General Legislative Grants, 1986)

Ontario Regulation 115/86

(Calculation of Fees for Pupils)

Ontario Regulation 114/86

(Apportionment 1986 Requisitions)

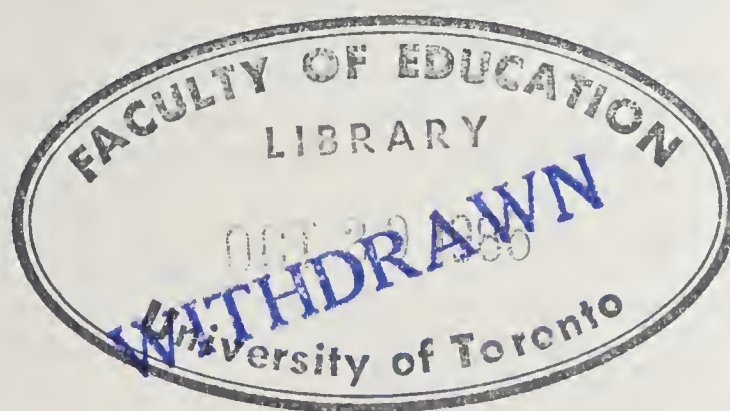
Ontario Regulation 127/85

(Calculation of Average Daily Enrolment)
as amended by O. Reg. 113/86

under

Education Act

April 1986



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ONTARIO REGULATION 116/86

under the Education Act

GENERAL LEGISLATIVE GRANTS, 1986

1. In this Regulation the following definitions apply except where otherwise provided in respect of a Part or section:

1. "assessment" for a year means the sum of,
 - i. the residential and farm assessment as defined in clause 220 (b) of the Act, and
 - ii. the quotient obtained by dividing by 0.85 the commercial assessment as defined in clause 220 (a) of the Act,

that is rateable for the purposes of the board, except that reference to the last revised assessment roll in the said clauses 220 (a) and (b) shall, for the purposes of this Regulation, be deemed to be reference to the last revised assessment roll used for taxation purposes in the year;

2. "ADE.EB" means the product of the en-block transfer described in paragraph 16 of section 1 and 0.40 correct to two places of decimals;
3. "A.E.F. for 1986" for a municipality or locality means the assessment equalization factor which is determined by averaging the Provincial Equalization Factors in respect of the municipality or locality that are published for 1981, 1982, 1983, 1984 and 1985 in accordance with subsection 55 (3) of the *Assessment Act* in respect of the municipality or locality, or
 - i. where part of an area for which the Ministry of Revenue has published a Provincial Equalization Factor is approved by the Minister for designation as a municipality or locality for the purpose of this Regulation, the Provincial Equalization Factors correct to two places of decimals for 1981, 1982, 1983, 1984 and 1985 used for calculating the A.E.F. for 1986 for such municipality or locality are the factors that the Ministry of Revenue designates as being applicable to such part, or
 - ii. where because of adjustments to assessment in a municipality or locality in accordance with section 63 or section 70 of the *Assessment Act*, the 1981, 1982, 1983, 1984 or 1985 Pro-

vincial Equalization Factor that is published in respect of such municipality or locality is deemed by the Minister to be inappropriate for the purposes of this Regulation, the Provincial Equalization Factors used for calculating the A.E.F. for 1986 for such municipality or locality are the factors that the Ministry of Revenue considers appropriate, or

- iii. where an equalization factor is determined under subsection 55 (6) or (7) of the *Assessment Act*, with the approval of the Minister the equalization factor so determined;

4. "A.E.F. for 1979" for a municipality or locality means the 1979 assessment equalization factor for the municipality or locality set out in Schedule B of Ontario Regulation 108/79 except that where such schedule provides factors in respect of parts of a municipality or locality, the assessment equalization factor for 1979 is the weighted average correct to two places of decimals of the factors for the parts of the municipality or locality in such Schedule B weighted with regard to the assessment for the board as defined in clauses 220 (a) and (b) of the Act according to the last revised assessment roll used for taxation purposes in 1979 that is in respect of such parts, or as adjusted by the Minister;

5. "A.E.F. change index" for a municipality or locality means the quotient correct to four places of decimals obtained by dividing,

- i. the A.E.F. for 1979 for the municipality or locality,

by,

- ii. the product of 2.83 and the assessment equalization factor for 1986 for the municipality or locality;

6. "A.D.E." means average daily enrolment calculated correct to two places of decimals under Ontario Regulation 127/85 (Calculation of Average Daily Enrolment);

7. "capital appurtenances" means,

- i. sites and additions and improvements thereto,

- ii. school buildings, including permanent fixtures thereof, and additions, alterations and renovations thereto,
 - iii. buildings that are not schools, including permanent fixtures thereof, and additions, alterations and renovations to such buildings and permanent fixtures,
 - iv. vehicles and watercraft used for the transportation of pupils, and replacements of such vehicles and watercraft, and
 - v. furniture and equipment and replacements thereof and library resource materials for the initial equipping of a library resource centre, but excluding therefrom items referred to in subparagraph iv and permanent fixtures of a building;
8. "capital element included in rent" in respect of rental of computer equipment for instructional purposes and rental of accommodation and school sites means, for a board, the total rental revenue or rental expenditure, as the case may be, that is in excess of the cost of services that are included as part of the rental contract, except that in the case of rental of computer equipment or accommodation for instructional purposes, the capital element in rent cannot be less than the portion designated by the Minister for inclusion in the determination of the recognized extraordinary expenditure of the board;
9. "continuing education A.D.E. for grant purposes for 1986" means, for a board, the sum of the portion of the A.D.E. for 1986 calculated under clause 3 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of resident-internal pupils of the board enrolled in a course approved by the Minister,
- i. established for adults for which credit is granted or in an independent study course, and
 - a. in the case of a public or separate school board, the course is in the intermediate division and the A.D.E. in respect of such course conducted by the board is multiplied by 1.23, but does not include that portion of the A.D.E. in respect of a course offered by a Roman Catholic separate school board set out in Column 1 of Table 1 in the grade levels and languages of instruction set out in

Columns 2 and 3 respectively of Table 1, and

- b. in the case of a Roman Catholic separate school board set out in Column 1 of Table 1, the course is offered in the grade levels and languages of instruction set out opposite thereto in Columns 2 and 3 respectively of Table 1,

- ii. of basic literacy or basic numeracy for adults,
- iii. of citizenship and language instruction for landed immigrants, or
- iv. of English or French as a second language for adults whose first language is neither English nor French,

and in the case of,

- v. a course described in subparagraph i, except for a pupil enrolled in an independent study course, for French-speaking adults in which French is the language of instruction,
- vi. a course described in subparagraph ii, iii or iv where the instructors are employed by and paid by the board, or
- vii. a course described in subparagraph i, except for a pupil enrolled in an independent study course, offered in a secondary school located in a territorial district north of the French River that has an enrolment of fewer than 120 pupils per grade and is located more than 80 kilometres from all other secondary schools in the Province that have the same language of instruction,

where the number of pupils in an evening class is fewer than fifteen, such number shall be increased by five to a maximum of fifteen for the purpose of calculating the A.D.E.;

10. "current cost of operating for 1986" means, for a board, total current expenditure for 1986 less the sum of,
- i. current expenditure for 1986 for,
 - a. the capital element included in rent payable,
 - b. transportation of pupils and persons qualified to be resident pupils to and from a school, a facility referred to in subsec-

- tion 166 (2) of the Act or a centre referred to in subsection 166 (3) thereof,
- c. transportation of pupils from one school to another school or a facility referred to in subsection 166 (2) of the Act, where such transportation is of a kind that is eligible for approval by the Minister as R.E.E.,
 - d. board, lodging and weekly transportation of pupils under sections 78, 166, 258 and 261 of the Act,
 - e. capital appurtenances referred to in subparagraphs i, ii, iii and iv of paragraph 7,
 - f. capital appurtenances referred to in subparagraph v of paragraph 7 that have not been designated by the board as ordinary expenditure,
 - g. debt charges,
 - h. tuition fees in respect of resident external pupils of the board,
 - i. P.A.C. in respect of resident-external pupils of the board,
 - j. relocation of portable classrooms,
 - k. restoration of destroyed and damaged capital appurtenances, and
 - l. interest on short-term borrowings for the period between the date of issue and date of sale of debentures for the purchase of capital appurtenances,
- ii. the sum of,
- a. tax adjustments,
 - b. the costs of performing the duties of a municipal council in territory without municipal organization,
 - c. provision for a reserve for working funds,
 - d. provision for a reserve for tax reduction in 1987,
 - e. allocation to reserve funds, and
- iii. current revenue for 1986 from sources other than from,
- a. general legislative grants except payments under subsection 11 (3), section 15, subsections 16 (1) and (4) and section 41,
 - b. taxes, including subscriptions in lieu of taxes, payments in lieu of taxes and trailer fees,
 - c. tuition fees in respect of non-resident pupils of the board,
 - d. the pupil accommodation charges in respect of non-resident pupils of the board,
 - e. the capital element included in rent receivable,
 - f. disposal of capital appurtenances,
 - g. insurance proceeds in respect of capital appurtenances,
 - h. transfers from other funds,
 - i. transfers from a reserve for working funds,
 - j. transfer from a reserve for tax reduction in 1986,
 - k. accrued interest on debentures sold in 1986 at date of sale thereof,
 - l. interest earned on capital funds,
 - m. reimbursements of expenditure for transportation of pupils including payments under sections 35 and 36,
 - n. grants, except general legislative grants, or other reimbursements for capital expenditure from the revenue fund, and
 - o. donations directed in writing by the donor to the purchase of a capital appurtenance and so applied;
11. "day school weighted A.D.E. for grant purposes for 1986" means the sum of,
- i. the product of the G.W.F. for 1986 for the board and the sum of,

- a. the portion of the A.D.E. for 1986 calculated under section 2 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of resident-internal pupils of the board other than elementary school pupils defined in subparagraph ii of paragraph 12 of section 1 and other than pupils enrolled in schools or classes for trainable retarded pupils,
- b. the product of an enrolment weighting factor of 0.23 and the portion of the A.D.E. for 1986 calculated under section 2 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of elementary school pupils as defined in subparagraph i of paragraph 12 of section 1 who are resident-internal pupils of the board and who are enrolled in grade 9 or 10 and are taking a program in which the majority of the courses of study are for credit toward the secondary school graduation diploma or Ontario secondary school diploma, and
- c. the amount in respect of declining enrolment that is calculated as follows,

$$E \times [(A \times C) + (B \times D)],$$

correct to two places of decimals,

Where:

E = the sum of the amounts calculated in subsubparagraphs a and b,

$$A = \left(\frac{\text{ADE 85}}{\text{ADE 86} + \text{ADE 85}} - 1 \right)$$

correct to four places of decimals,

$$B = \left(\frac{\text{ADE 84}}{\text{ADE 85}} - 1 \right)$$

correct to four places of decimals,

C = 0.6 if A is greater than zero and E is less than 4,000, or

= 0.3 if A is greater than zero and E is equal to or greater than 4,000, or

$$= 0.6 \times \left[1 - \left(\frac{E - 4,000}{20,000} \right) \right],$$

correct to four places of decimals, if A is greater than zero and E is greater than 4,000 but less than 14,000, or

= 1.0 if A is equal to or less than zero,

D = 0.3 if B is greater than zero and E is less than 4,000, or

= 0.15 if B is greater than zero and E is equal to or greater than 4,000, or

$$= 0.3 \times \left[1 - \left(\frac{E - 4,000}{20,000} \right) \right],$$

correct to four places of decimals, if B is greater than zero and E is greater than 4,000 but less than 14,000, or

= 0.0 if B is equal to or less than zero,

and where ADE 86, ADE 85 and ADE 84 means the average daily enrolment respectively for the board in respect of resident-internal and non-resident day school pupils, except pupils enrolled in schools or classes for trainable retarded pupils or pupils enrolled in a Roman Catholic separate school board set out in Column 1 of Table 1 in the grade levels and languages of instruction set out opposite in Columns 2 and 3 respectively of Table 1, and in the case of ADE 84 is calculated under clauses 2 (a) and (b) of Regulation 256 of Revised Regulations of Ontario, 1980 and in the case of ADE 86 and ADE 85 is calculated under clauses 2 (a) and (b) of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment),

and where the amount calculated under sub-subparagraph c. is a negative amount, it shall be zero,

ii. the product of,

- a. the T.R.W.F. for 1986 for the board, and

- b. the portion of the A.D.E. for 1986 calculated under section 2 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of resident-internal pupils of the board enrolled in schools or classes for trainable retarded pupils, and

iii. the product of,

- a. the G.W.F. for 1986 for the board, and
- b. the portion of the A.D.E. for 1986 calculated under section 2 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of elementary school pupils as defined in subparagraph ii of paragraph 12 of section 1 who are resident-internal pupils of the board;

12. "elementary school pupil" means,

- i. a pupil, other than a pupil referred to in subparagraph ii, who is enrolled in an elementary school and who at the beginning of the school year has completed fewer than eleven credits or their equivalent toward the secondary school graduation diploma or the Ontario secondary school diploma or a pupil who during the summer next following the completion of the eleven credits is enrolled in a summer school program operated by a public or separate school board, or
- ii. a pupil enrolled in a grade level and language of instruction set out in Columns 2 and 3 respectively of Table 1 set out opposite a Roman Catholic separate school board set out in Column 1 of Table 1 and who at the beginning of the school year has completed fewer than nineteen credits or their equivalent toward the secondary school graduation diploma or the Ontario secondary school diploma or a pupil who during the summer next following the completion of the nineteen credits is enrolled in a summer school program operated by such Roman Catholic separate school board;

13. "eligible sum for French as a second language for 1986" means,

- i. for a public or separate school board, in respect of elementary school pupils

as defined in subparagraph 1 of paragraph 12 of section 1, the sum of,

- a. the product of \$113 and the enrolment for a program in classes established in the primary and junior divisions for pupils whose first language is not French of an average of,

- I. 20 or more minutes but less than 40 minutes per school day of instruction in French, or

- II. 40 or more minutes but less than 150 minutes per school day of instruction in French in the case of pupils who, as at the beginning of the school year, have accumulated fewer than 120 hours of such instruction,

- b. the product of \$168 and the enrolment for a program of an average of 40 or more minutes but less than 150 minutes per school day of instruction in French in classes established for pupils whose first language is not French and who, as at the beginning of the school year, have accumulated,

- I. 120 or more hours but less than 360 hours of such instruction in the case of pupils enrolled in the primary or junior division, and

- II. 240 or more hours but less than 360 hours of such instruction in the case of pupils enrolled in the intermediate division,

- c. the product of \$232 and the enrolment for a program in classes established for pupils whose first language is not French of an average of,

- I. 150 minutes or more per school day of instruction in French for pupils other than pupils enrolled in junior kindergarten or kindergarten,

- II. 75 minutes or more per school day of instruction in French for pupils

enrolled in junior kindergarten or kindergarten, or

III. 40 or more minutes, but less than 150 minutes per school day of instruction in French in the case of pupils who, as at the beginning of the school year, have accumulated at least 360 hours of such instruction, and

d. the product of \$77 and the enrolment for a program in classes established in the intermediate division for pupils whose first language is not French of an average of,

I. 20 or more minutes but less than 40 minutes per school day of instruction in French, or

II. 40 or more minutes but less than 150 minutes per school day of instruction in French in the case of pupils who, as at the beginning of the school year, have accumulated fewer than 240 hours of such instruction,

ii. for a Roman Catholic separate school board in respect of elementary school pupils as defined in subparagraph ii of paragraph 12 of section 1, or a secondary school board, the sum of,

a. the products obtained by multiplying \$31 by the enrolment for a program in the subject of French that is established for pupils whose first language is not French and who,

I. are enrolled in grade 9 or 10 and have accumulated, as at the beginning of the school year, fewer than 360 hours of instruction in French, or

II. are enrolled in grade 11, 12 or 13 and have accumulated, as at the beginning of the school year, fewer than 540 hours of instruction in French,

and by the number of credits that may be granted to a pupil

for successful completion of such program,

b. the products obtained by multiplying \$46 by the enrolment for a program in the subject of French that is established for pupils whose first language is not French and who,

I. are enrolled in grade 9 or 10 and have accumulated, as at the beginning of the school year, 360 or more hours but less than 540 hours of instruction in French, or

II. are enrolled in grade 11, 12 or 13 and have accumulated, as at the beginning of the school year, 540 or more hours but less than 720 hours of instruction in French,

and by the number of credits that are granted to a pupil for successful completion of the program,

c. the products obtained by multiplying \$61 by the enrolment for a program in the subject of French that is established for pupils whose first language is not French and who,

I. are enrolled in grade 9 or 10 and have accumulated as at the beginning of the school year, at least 540 hours of instruction in French, or

II. are enrolled in grade 11, 12 or 13 and have accumulated, as at the beginning of the school year, at least 720 hours of instruction in French,

and by the number of credits that are granted to a pupil for successful completion of the program, and

d. the products obtained by multiplying the enrolment for a program established for pupils whose first language is not French and in which a subject other than French is taught in the French language, by the number of credits that may be

granted to a pupil for such subject, and by,

I. in the case of pupils enrolled in grade 9 or 10, \$77, and

II. in the case of pupils enrolled in grade 11, 12 or 13, \$118;

14. "eligible sum for French as a first language for 1986" means,

i. for a public or separate school board, in respect of elementary school pupils as defined in subparagraph i of paragraph 12 of section 1, the sum of,

a. the product of \$232 and the enrolment for a program in a school or class that is established under section 258 of the Act and in which French is the language of instruction, and

b. where in 1986 the board establishes under section 258 of the Act a class in which French is the language of instruction in an elementary school where no such class was provided prior to the 2nd day of September, 1974 and such class is approved by the Minister for grant purposes,

I. \$5,400 if the class established in 1986 is the first,

II. \$3,240 if the class established in 1986 is the second,

III. \$2,160 if the class established in 1986 is the third,

such class in the school,

ii. for a secondary school board operating a program in a class established under section 261 of the Act or for a Roman Catholic separate school board operating a program in a class established under section 258 of the Act for elementary school pupils as defined in subparagraph ii of paragraph 12 of section 1, the products obtained by multiplying the enrolment in the programs in which French is the language of instruction in a subject by the number of credits that may be granted to a pupil for the subject or by one in the case of a sub-

ject offered in a day school in a course for which no credit may be granted and for which a minimum of 110 hours has been scheduled, and by,

a. in the case of pupils enrolled in grade 9 or 10, \$71, or

b. in the case of pupils enrolled in grade 11, 12 or 13, \$77,

such that the maximum number of credits or courses for which no credit may be granted that may be taken into account for the purpose of this subparagraph in respect of any one pupil is five, and

iii. for a public or separate school board in respect of its operation of a school or class for trainable retarded pupils where French is the language of instruction, the product of the enrolment for the program at such school or class and \$232;

15. "enrolment for a program" means the sum of,

i. the product of the number of resident-internal pupils and non-resident pupils of the board who on the last school day of September, 1985 are registered in the program and 0.6, and

ii. the product of the number of resident-internal pupils and non-resident pupils of the board who on the last school day of September, 1986 are registered in the program and 0.4;

16. "en-block transfer" means, for a secondary school board set out in Column 1 of Table 2, the number of pupils identified by the Planning and Implementation Commission as having transferred, as an entire educational program, from a secondary school operated by the secondary school board to a Roman Catholic separate school board operating in the same area of jurisdiction in accordance with the board plan of the Roman Catholic separate school board and the impact statement of the secondary school board submitted to the Planning and Implementation Commission;

17. "E.A." means equalized assessment;

18. "E.A. for a board" means the lesser of,

i. the sum of the E.A. for the municipalities or localities within the jurisdiction of the board, and

- ii. the product of 2.83 and the sum of the amounts for the municipalities or localities within the jurisdiction of the board that are determined under subparagraph i of paragraph 19,

except in the case of a separate school board where the municipalities or localities within its jurisdiction are not all within the jurisdiction of one public school board, in which case the lesser of the amounts referred to in subparagraphs i and ii shall be determined separately for the municipalities or localities within the jurisdiction of each public school board and in respect of any other localities that are not within the jurisdiction of any public school board, and the E.A. for such separate school board shall be the sum of the lesser amounts so determined;

19. "E.A. for a municipality or locality" means the product of,

- i. the quotient obtained by dividing the product of 100 and the sum of the assessment for 1986 and the equivalent assessment for the municipality or locality by the A.E.F. for 1979,
- ii. the quotient correct to four places of decimals obtained by dividing the A.E.F. for 1979 by the A.E.F. for 1986, and
- iii. where the A.E.F. change index for a municipality or locality is,
 - a. less than .9, the quotient correct to four places of decimals obtained by dividing .9 by such A.E.F. change index,
 - b. greater than .8999 and less than 1.1001, one (1.0), or
 - c. greater than 1.1, the quotient correct to four places of decimals obtained by dividing 1.1 by such A.E.F. change index;

20. "equivalent assessment for a municipality or locality" means, for a board, the amount of assessment that would yield an amount equal to the sums payable or allocated by the municipality or locality to the board in 1986 in respect of,

- i. the tax levied under subsections 161 (12) and (13) of the *Municipal Act* and allocated under subsection 161 (22) thereof,
- ii. payments in lieu of taxes for 1986, and
- iii. subscriptions in lieu of taxes for 1986,

if such assessment were levied upon at the rate levied in 1985 in the municipality or locality for the purposes of the board on residential and farm assessment, or such amount as adjusted by the Minister;

21. "expenditure for relocation of a portable classroom" means the expenditure incurred for moving a portable classroom from one school site to another and includes expenditure for dismantling, moving, installation of connections to site services and for obtaining the necessary inspections and permits;

22. "G.W.F. for 1986" means, for a board, the grant weighting factor in respect of the board which is provided by regulation;

23. "isolate board" means a district school area board, a rural separate school board or a secondary school board that has an enrolment of resident-internal and non-resident pupils on the first school day of January, 1986, of 300 or fewer and includes or excludes a district school area board, a rural separate school board or a secondary school board that is included or excluded by the Minister;

24. "maximum recognized day school O.E. for 1986" means, for a board, the sum of,

$$A+B-(C \times \frac{A+B}{OE+C}), \text{ correct to two places of decimals}$$

except where $\frac{A+B}{OE+C}$ is greater than 1 it shall be 1, and

where,

A = the sum of, the product of the portion of the day school weighted A.D.E. for grant purposes for 1986 described in subparagraph i of paragraph 11 of section 1 and \$2,534 in the case of a public or separate school board, or \$3,445 in the case of a secondary school board, and the product of the portion of the day school weighted A.D.E. for grant purposes for 1986 described in subparagraph iii of paragraph 11 of section 1 and \$3,445,

B = the product of the portion of the day school weighted A.D.E. for grant purposes for 1986 described in subparagraph ii of paragraph 11 of section 1 and \$2,534,

C = the excess of,

- a. the total for 1986 of the salaries, wages and related

employee benefits that are not payable to teachers and other employees of the board because of the strike or lock-out other than such salaries, wages and employee benefits for instruction of summer schools, heritage language classes, driver education classes and courses referred to in paragraph 9 of section 1,

over,

- b. the expenditures incurred by the board that, in the opinion of the Minister, are attributable to the strike or lock-out of the employees for which the salary and wage savings are included in a. except a provision for a reserve for tax reduction, and

OE = O.E. for 1986;

25. "non-resident pupil" of a board means a pupil who is enrolled at a school operated by the board,

i. in respect of whom,

- a. the Minister pays the cost of education,
- b. the board charges a fee to another board,
- c. the board may charge a fee to Canada, to a board appointed under section 70 of the Act or to a source outside Ontario, or
- d. the board may charge a fee to a band, the council of a band or education authority that is authorized by the Crown in right of Canada to provide education for Indians,

ii. who is a registered Indian residing on a reserve as defined in the *Indian Act* (Canada), or

iii. who is a pupil in Canada as a visitor or as a student under the *Immigration Act, 1976* (Canada) for whom the board is required under subsection 48 (6) of the Act to charge the maximum fee calculated in accordance with the regulations,

other than a pupil from outside Ontario enrolled at the school under a student exchange program approved by the board;

26. "O.E. for 1986" means ordinary expenditure for 1986 and, in respect of a board, is the current cost of operating for 1986 increased by,

i. tuition fees in respect of resident-external pupils of the board,

and reduced by,

ii. the eligible sum for French as a first language and the eligible sum for French as a second language for 1986 in respect of the board, and

iii. revenue for 1986 from,

a. cost of education payable under sections 27, 29, 30, 32 and 34 reduced by the P.A.C. included in such cost of education,

b. tuition fees in respect of non-resident pupils of the board,

c. grant for heritage language instruction, and

d. grants for special educational programs and services determined under sections 13 and 14;

27. "payment in lieu of taxes for 1986" means, in respect of a municipality, the sum of,

i. the amounts payable by the municipality to the board for 1986 under subsection 7 (10) of the *Housing Development Act*, under subsection 498 (4) of the *Municipal Act* and under subsection 46 (9) of the *Power Corporation Act*,

ii. the amount paid by the municipality to the board in 1986 that is in excess of the amount requisitioned by the board and which is in respect of an allocation of taxes or payments in lieu of taxes other than the amount receivable by the board under section 34 of the *Assessment Act*, and

iii. the amounts receivable by the board in 1986 in respect of subscriptions in lieu of taxes;

28. "psychiatric facility" means a children's mental health centre established or approved under subsection 8 (1) of Part 1 (Flexible Services) of the *Child and Family Services Act, 1984*, or a facility designated as a psychiatric facility under the *Mental Health Act* and

includes the private hospital known as "The Villa" and located in the Town of Vaughan;

29. "P.A.C." means the pupil accommodation charge that for a pupil of A.D.E. is \$113 in the case of an elementary school pupil as defined in subparagraph i of paragraph 12 of section 1 or a pupil enrolled in a class or school for trainable retarded pupils and \$226 in the case of a secondary school pupil, or an elementary school pupil as defined in subparagraph ii of paragraph 12 of section 1;

30. "R.E.E. for 1986" means recognized extraordinary expenditure for 1986 which, in respect of a board, is the sum of the current expenditure for 1986 for,

i. the portion approved by the Minister for grant purposes for the transportation of,

a. resident-internal pupils and resident-external pupils of the board to and from school and from school to school, except where the parent or guardian of a pupil contributes, other than by taxation, to the cost of such transportation that the board provides, and

b. persons qualified to be resident pupils of the board to and from the schools and facilities referred to in subsection 166 (2) of the Act and the centres referred to in subsection 166 (3) thereof,

ii. the portion approved by the Minister for board, lodging and transportation to school and return once a week of resident-internal pupils and resident-external pupils of the board,

iii. debt charges payable in 1986 by the board or on its behalf by a municipality or a county in respect of the portion of a debenture approved by the Minister for grant purposes,

iv. capital appurtenances, that is the sum of,

a. the portion of the items referred to in subparagraphs i, ii and iii of paragraph 7 that is approved by the Minister for general legislative grant purposes other than capital projects eligible for grant under section 39, and the restoration of such items up to the amount

of the proceeds of insurance in respect of their loss,

b. the portion of the items referred to in subparagraph iv of paragraph 7 that is approved by the Minister for grant purposes,

c. the portion of the items referred to in subparagraph v of paragraph 7 that,

I. has not been designated by the board as O.E.,

II. is not eligible for grant under subsection 16 (3) or section 39, and

III. is approved by the Minister for grant purposes,

d. the restoration of the items referred to in subparagraphs iv and v of paragraph 7 up to the amount of the proceeds of insurance in respect of their loss,

e. the lesser of,

I. expenditure for items referred to in subparagraph v of paragraph 7 of section 1 less the sum of,

A. such expenditure included in sub-subparagraph c or d,

B. such expenditure eligible for grant under subsection 16 (3) or section 39,

C. such expenditure designated by the board as O.E. for 1986, and

D. current revenue for 1986 from donations that is not deducted in the determination of current cost of operating under subparagraph o of subparagraph iii of paragraph 10 of section 1 except such revenue from donations that is applied to expenditure for capital appurte-

nances that is other than expenditure for furniture and equipment included in this sub-sub-subparagraph I,

and,

II. the sum of,

A. current revenue for 1986 from the sale or disposal of items referred to in subparagraph v of paragraph 7,

B. the product of \$12.25 in the case of a public or separate school board or \$19.50 in the case of a secondary school board and the sum of the portion of the day school weighted A.D.E. for grant purposes for 1986 for the board described in subparagraph i of paragraph 11 of section 1 and the portion of the summer school weighted A.D.E. for 1986 for the board described in subparagraphs i and iii of paragraph 35 of section 1,

C. the product of \$12.25 and the sum of the portion of the day school weighted A.D.E. for grant purposes for 1986 for the board described in subparagraph ii of paragraph 11 of section 1 and the portion of the summer school weighted A.D.E. for grant purposes for 1986 for the board described in subparagraph ii of paragraph 35 of section 1, and

D. the product of \$19.50 and the sum of the portion of the day school weighted A.D.E. for grant

purposes for 1986 described in subparagraph iii of paragraph 11 of section 1, and the portion of the summer school weighted A.D.E. for grant purposes for 1986 for the board described in subparagraph iv of paragraph 35 of section 1,

less the portion of the revenue in 1986 from the sale or disposal of, and from insurance proceeds in respect of capital appurtenances that is designated by the Minister as deductible from R.E.E. for 1986,

v. the portion approved by the Minister for grant purposes of the capital element included in rent payable in 1986,

vi. the P.A.C. for 1986 in respect of resident-external pupils of the board, and

vii. the portion of the expenditure in 1986 for the relocation of portable classrooms that is not in excess of the product of \$3,450 and the number of relocations approved by the Minister,

less the sum of,

viii. the P.A.C. for 1986 in respect of non-resident pupils of the board, and

ix. the portion of the capital element included in rent receivable for 1986 that is designated by the Minister as deductible from R.E.E.;

31. "R.O.E. for 1986" means recognized ordinary expenditure for 1986 which, in respect of a board, is the lesser of,

i. the O.E. for 1986, and

ii. the sum of,

a. the maximum recognized day school O.E. for 1986,

b. the T.Q.E.A. for 1986,

c. the sum of,

I. the product of \$2,534 in the case of a public or separate school board or \$3,445 in the case of a secondary school board, the G.W.F. for 1986 for the

board, and the portion of the continuing education A.D.E. for grant purposes for 1986 that is not in respect of a course offered by a Roman Catholic separate school board set out in Column 1 of Table 1 in the language of instruction set out opposite thereto in Column 3 of Table 1,

- II. the product of \$3,445, the G.W.F. for 1986 for the board, and the portion of the continuing education A.D.E. for grant purposes for 1986 that is in respect of a course offered by a Roman Catholic separate school board set out in Column 1 of Table 1 in the language of instruction set out opposite thereto in Column 3 of Table 1,

d. the sum of,

- I. the product of the portion of the summer school weighted A.D.E. for grant purposes for 1986 described in subparagraphs i and iii of paragraph 35 of section 1 and \$2,534 in the case of a public or separate school board or \$3,445 in the case of a secondary school board,
- II. the product of the portion of the summer school weighted A.D.E. for grant purposes for 1986 described in subparagraph ii of paragraph 35 of section 1 and \$2,534, and
- III. the product of the portion of the summer school weighted A.D.E. for grant purposes for 1986 described in subparagraph iv of paragraph 35 of section 1 and \$3,445,

- e. in the case of a secondary school board or a Roman Catholic separate school board set out in Column 1 of Table 1, the product of \$3,445, the G.W.F. for 1986 for the board

and the portion of the A.D.E. calculated under clause 3 (a) of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) in respect of enrolment of resident-internal pupils of the board in the classroom instruction portion of a course in driver education, where in the case of a Roman Catholic separate school board the course is in the language of instruction set out opposite the name of the board in Column 3 of Table 1, and

- f. the recognized tuition fees for 1986;

32. "recognized tuition fees for 1986" means, in respect of a board, the expenditure for tuition fees for 1986 for the board, less the sum of,

i. the product of,

- a. the portion of the A.D.E. for 1986 determined under section 2 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of resident-external pupils of the board, other than pupils enrolled in schools or classes for trainable retarded pupils,
- b. \$195 in the case of an elementary school pupil defined in subparagraph i of paragraph 12 of section 1 or \$139 in the case of a secondary school pupil, or an elementary school pupil defined in subparagraph ii of paragraph 12 of section 1, and
- c. the G.W.F. for 1986 for the board, and

ii. the product of,

- a. the number by which the A.D.E. for 1986 in respect of resident-external pupils of the board is increased for fee purposes by the application of factors determined under subsection 6 (2) of Ontario Regulation 115/86 (Calculation of Fees for Pupils) that are in respect of enrolment in high cost courses referred to in clauses 6 (1) (a) and (b) of such regulation,

- b. \$2,534 in the case of an elementary school pupil as defined in subparagraph i of paragraph 12 of section 1 or \$3,445 in the case of an elementary school pupil as defined in subparagraph ii of paragraph 12 of section 1 or a secondary school pupil, and
 - c. the G.W.F. for 1986 for the board in the case of an elementary or secondary school pupil or the T.R.W.F. for 1986 for the board in the case of a pupil enrolled in a school or class for trainable retarded pupils;
- 33. "resident-external pupil" of a board means a pupil whose fee is payable by the board;
- 34. "resident-internal pupil" of a board means a pupil, other than a non-resident pupil, who is enrolled at a school operated by the board;
- 35. "summer school weighted A.D.E. for grant purposes for 1986" means, in respect of a board, the sum of,
 - i. the product of,
 - a. the G.W.F. for 1986 for the board, and
 - b. the portion of the A.D.E. for 1986 calculated under section 4 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of resident-internal pupils of the board enrolled in summer schools established by the board, other than elementary school pupils defined in subparagraph ii of paragraph 12 of section 1 and other than a summer school for trainable retarded pupils, in a course for which credit is granted or in a course of study that the board is authorized or required to provide in its day school program in grades 1 to 8, and the course is approved by the Minister for grant purposes,
 - ii. the product of,
 - a. the T.R.W.F. for 1986 for the board, and
 - b. the portion of the A.D.E. for 1986 calculated under section 4 of Ontario Regulation 127/85
- (Calculation of Average Daily Enrolment) that is in respect of resident-internal pupils of the board enrolled in summer schools for trainable retarded pupils established by the board,
 - iii. the product of,
 - a. the G.W.F. for 1986 for the board, and
 - b. the product of 0.23 and the A.D.E. included in subparagraph i that is in respect of pupils enrolled in a summer school established by a public or separate school board for courses in grades 9 and 10 subjects for which credit is granted, and
 - iv. the product of,
 - a. the G.W.F. for 1986 for the board, and
 - b. the portion of the A.D.E. for 1986 calculated under section 4 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of elementary school pupils of the board defined in subparagraph ii of paragraph 12 of section 1 who are resident-internal pupils of the board enrolled in summer schools established by the board;
- 36. "T.Q.E.A. for 1986" means the teacher qualifications and experience adjustment for 1986 in respect of a board is the product of,
 - i. the teacher qualifications and experience adjustment factor for 1986 for the board, and
 - ii. the sum of,
 - a. the product of the portion of the day school weighted A.D.E. for grant purposes for 1986 that is the sum of the amounts described in sub-subparagraphs a, b and c of subparagraph i and sub-subparagraph b of subparagraph ii of paragraph 11 of section 1 and \$2,534 in the case of a public or separate school board or \$3,445 in the case of a secondary school board, and

- b. the product of the portion of the day school weighted A.D.E. for grant purposes for 1986 described in sub-subparagraph b of subparagraph iii of paragraph 11 of section 1 and \$3,445,

reduced, where a strike or lockout of certain employees of the board occurs during the year 1986, by the products of the items set out in subparagraphs i and ii and the ratio of the excess described as C in paragraph 24 of section 1 to the sum of the O.E. for 1986 and such excess;

37. "T.R.W.F. for 1986" means trainable retarded weighting factor for 1986 which is,

- i. 1.09 for a board where the area of jurisdiction of the board is within a territorial district that is north of the French River and the area of jurisdiction does not include a city or town with a population in excess of 25,000,
- ii. 1.06 for other boards where the area of jurisdiction of the board is entirely within a territorial district, a district municipality or a county that was a provisional county in 1982, and
- iii. 1.00 for all other boards;

38. "tuition fees" means fees for instruction of pupils, less any P.A.C. that is included therein in respect of such pupils. O. Reg. 116/86, s. 1.

2. Any amount, enrolment or rate calculated by the application of the definitions in this Regulation and used for the purpose of calculating the amount of legislative grants payable to a board shall be subject to the approval of the Minister. O. Reg. 116/86, s. 2.

3.—(1) The general legislative grants payable to a board other than an isolate board or a board appointed under section 70 of the Act in respect of 1986 shall, subject to sections 5, 6, 7 and subsection (2), be the sum of the amounts calculated under Parts 1, 2, 3, 4, 5, 6, 7, 10, 11, 12, 13 and 14.

(2) Where in respect of a board referred to in subsection (1) the calculation made to determine a grant described under a Part of this Regulation results in a negative amount,

- (a) no grant is payable to the board under such Part; and
- (b) an amount equal to the negative amount so calculated shall be subtracted from the sum of the amounts calculated as payable under the other Part or Parts of this Regulation,

and the remainder obtained thereby is the general legislative grants payable to such board for 1986. O. Reg. 116/86, s. 3.

4. For the purposes of this Regulation, The Metropolitan Toronto School Board and the boards of education as provided in section 118 of the *Municipality of Metropolitan Toronto Act* shall be deemed to be one divisional board of education and the area municipalities as provided in section 1 of that Act shall be deemed to be one urban municipality. O. Reg. 116/86, s. 4.

5.—(1) The general legislative grants payable under this Regulation shall be calculated for a board of education as though the board were a public school board and a secondary school board.

(2) The grant payable in respect of a public or separate school board shall be applied to such elementary school purposes as the public or separate school board considers expedient.

(3) The grant payable in respect of a secondary school board shall be applied to such secondary school purposes as the secondary school board considers expedient. O. Reg. 116/86, s. 5.

6.—(1) Where a board fails to comply with the Acts administered by the Minister or the regulations thereunder, the Minister may withhold the whole or any part of a grant payable until the board has taken the action necessary to correct the condition that caused the grant to be withheld.

(2) Where the grant payable under this Regulation is, by reason of error, overpaid, the board shall refund the amount of the overpayment to the Province of Ontario.

(3) Where the grant payable under this Regulation is, by reason of error, underpaid, the amount of the underpayment shall be paid to the board.

(4) Where the amount payable to a board under a previous regulation was either overpaid or underpaid, the overpayment or underpayment, as the case may be, shall be added to or deducted from the grant payable under this Regulation to the board that has jurisdiction in the area for which the adjustment is necessary.

(5) Where a board is convicted of an offence or is held by a court to have contravened an Act, the Minister may exclude from grant assistance, the expenditure by the board for legal fees payable and fines and damage awards imposed in respect of such conviction or contravention. O. Reg. 116/86, s. 6.

7.—(1) The calculation and payment of the general legislative grants for public, separate and secondary school boards for the year 1986 shall be made in accordance with this Regulation.

(2) The grant payable under this Regulation shall be paid in the number of instalments and at the times designated by the Minister.

(3) The grant provided by this Regulation shall be paid on an estimated basis during 1986 and such adjustments as may be necessary shall be made when the actual financial data and average daily enrolment are available.

(4) Where the portion of the moneys appropriated by the Legislature for general legislative grants to boards for the provincial fiscal year 1986-87 that is allocated by the Minister to pay the balance owing under a regulation in respect of general legislative grants for a previous year and the instalments payable during the provincial fiscal year 1986-87 under this Regulation except this subsection is more than sufficient or insufficient for such purposes, the Minister may increase or decrease, as the case may be, the total of the grants payable under Part 1 by the amount of such surplus or insufficiency by adjusting the mill rates referred to in clause 8 (a). O. Reg. 116/86, s. 7.

PART 1

GRANT FOR RECOGNIZED ORDINARY EXPENDITURE

8. A board other than an isolate board or a board appointed under section 70 of the Act shall be paid a grant equal to the amount obtained by subtracting from R.O.E. for 1986 in respect of the board the product of,

(a) the sum calculated at 4.595 mills in the dollar in the case of a public or separate school board, or at 3.481 mills in the dollar in the case of a secondary school board, upon the E.A. for the board; and

(b) the quotient, correct to five places of decimals, obtained by dividing the R.O.E. for 1986 in respect of the board by the sum of,

i. the maximum recognized day school O.E. for 1986 in respect of the board,

ii. the amount obtained in respect of the board determined under paragraph 24 of section 1 in respect of the portion of the formula therein described as

$$(C \times \frac{A+B}{OE+C})$$

iii. the product of,

A. the sum of,

1. the portion of the A.D.E. for 1986 that is in respect of resident-external pupils of the board exclusive of

any increase under the provisions of section 6 of Ontario Regulation 115/86 (Calculation of Fees for Pupils), and

2. the product of 0.23 and the portion of such A.D.E. that is in respect of elementary school pupils as defined in subparagraph i of paragraph 12 of section 1 who are resident-external pupils of the board and who are enrolled in grade 9 or 10 and are taking a program in which the majority of the courses are for credit toward the secondary school graduation diploma or Ontario secondary school diploma,

B. the G.W.F. for 1986 for the board in the case of a pupil other than a pupil enrolled in a school or class for trainable retarded pupils or the T.R.W.F. for 1986 for the board in the case of a pupil enrolled in a school or class for trainable retarded pupils, and

C. \$2,534 in the case of an elementary school pupil as defined in subparagraph i of paragraph 12 of section 1, or a pupil enrolled in a school or class for trainable retarded pupils, or \$3,445 in the case of an elementary school pupil as defined in subparagraph ii of paragraph 12 of section 1 or a secondary school pupil.

O. Reg. 116/86, s. 8.

PART 2

GRANT FOR RECOGNIZED EXTRAORDINARY EXPENDITURE

9. In this Part,

(a) "first level of R.E.E." means, in respect of a board, the sum obtained by subtracting from R.E.E. for 1986, the second level of R.E.E.;

(b) "second level of R.E.E." means, in respect of a board, the greater of,

(i) the excess of,

a. the sum of the amounts included in R.E.E. for 1986,

I. under subparagraph iii of paragraph 30 of section 1 that are debt charges in respect of debentures that are issued for the provision of an appropriate unit of a secondary school or a secondary school under section 261 of the Act or section 272 thereof and for which debt charges become payable for the first time after the 31st day of December, 1976,

II. under subparagraph iv of paragraph 30 of section 1 that are in respect of the provision of an appropriate unit of a secondary school or a secondary school under section 261 of the Act or section 272 thereof, and

III. under subparagraphs i, ii and iii of paragraph 30 of section 1, exclusive of debt charges referred to in sub-sub-subclause I and exclusive of the debt charges in respect of other debentures for which debt charges become payable for the first time after the 31st day of December, 1976,

over,

b. the product of \$285 and the day school weighted A.D.E. for grant purposes for 1986 in respect of the board,

except that if such excess is a negative amount, it shall be zero, and

(ii) the sum of the amounts referred to in sub-sub-subclauses (i) a. I and II.
O. Reg. 116/86, s. 9.

10. In respect of R.E.E. for 1986, the grant payable to a board other than an isolate board or a board appointed under section 70 of the Act shall be calculated as follows:

$$[A - (\frac{A \times B \times C}{100 \times F})] + [D - (\frac{D \times E \times C}{100 \times F})]$$

Where:

A = first level R.E.E. for the board,

B = .000106 for a public or separate school board, or .000048 for a secondary school board,

C = E.A. for the board as defined in paragraph 18 of section 1,

D = second level R.E.E. for the board,

E = .000022 for a public or separate school board, or .000010 for a secondary school board, and

F = day school weighted A.D.E. for grant purposes for 1986. O. Reg. 116/86, s. 10.

PART 3

GRANT FOR FRENCH-LANGUAGE INSTRUCTION

11.—(1) A board other than an isolate board or a board appointed under section 70 of the Act shall be paid, in respect of schools and classes established under section 258 or 261 of the Act where French is the language of instruction, a grant equal to the portion of the eligible sum for French as a first language for 1986 in respect of the board that is determined under paragraph 14 of section 1 and that is approved by the Minister.

(2) A board other than an isolate board or a board appointed under section 70 of the Act shall be paid, in respect of instruction in French in classes established for pupils whose first language is not French, a grant calculated as follows:

$$A - (\frac{A}{100 \times B} \times C \times D)$$

Where:

A = the portion of the eligible sum for French as a second language for 1986 in respect of the board that is determined under paragraph 13 of section 1 and that is approved by the Minister,

B = the sum of,

(i) the day school weighted A.D.E. for grant purposes for 1986 for the board,

(ii) the product of the portion of the A.D.E. for the board calculated under section 2 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of non-resident pupils of the board other than pupils enrolled in a school or class for trainable retarded pupils and the G.W.F. for 1986 for the board, and

(iii) the product of the portion of the A.D.E. for the board calculated under section 2 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of non-resident pupils of the board enrolled in a school or class for trainable retarded

pupils and the T.R.W.F. for 1986 for the board,

C = .000106 for a public or separate school board, or .000048 for a secondary school board, and

D = E.A. for the board as defined in paragraph 18 of section 1.

(3) Where, in 1986, a secondary school board other than an isolate board or a board appointed under section 70 of the Act offers for the first time in a secondary school other than a French-language secondary school or a school having a French-language instructional unit established under section 261 of the Act, or a Roman Catholic separate school board set out in column 1 of Table 1 offers for the first time in an elementary school other than a French-language elementary school or a school having a French-language instructional unit established under section 258 of the Act, a course for which credit may be granted and in which French is the language of instruction for pupils whose first language is not French, and the course is in a subject other than French or is a special course in the subject of French designed for graduates of an elementary school program of extended or immersion French, the board shall be paid a grant of \$2,872 except that such grant shall not be paid in respect of a course that increases the total number of such courses in a grade at the school to more than four. O. Reg. 116/86, s. 11.

PART 4

GRANTS FOR THE PROVISION OF SPECIAL EDUCATIONAL PROGRAMS AND SERVICES

12. The grants payable under this Part do not pertain to an isolate board or a board appointed under section 70 of the Act. O. Reg. 116/86, s. 12.

13. Subject to the approval of the Minister, a board shall be paid a grant equal to the product of,

(a) the portion of the A.D.E. for 1986 for the board calculated under sections 2 and 4 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of day school and summer school resident-internal and resident-external pupils of the board who have the right to attend under subsection 73 (1) of the Act and are enrolled in a school or class for trainable retarded pupils;

(b) \$4,320, and

(c) the T.R.W.F. for 1986 for the board. O. Reg. 116/86, s. 13.

14. Subject to the approval of the Minister, a board shall be paid a grant equal to the product of,

(a) the portion of the A.D.E. for 1986 for the board calculated under section 2 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of resident-internal and resident-external pupils of the board other than pupils enrolled in a school or class for trainable retarded pupils;

(b) \$195 in the case of an elementary school pupil as defined in subparagraph i of paragraph 12 of section 1 or \$139 in the case of an elementary school pupil as defined in subparagraph ii of paragraph 12 of section 1 or a secondary school pupil; and

(c) the G.W.F. for 1986 for the board. O. Reg. 116/86, s. 14.

15. Where in 1986 a board provides in its schools a day school special education program in lieu of an education program provided in a provincial school for the blind and the deaf or such other program approved by the Minister, the board, subject to the approval of the Minister, shall be paid a grant equal to the product of,

(a) the sum acceptable to the Minister, of the number of teachers and one half of the number of teacher-aides which in each case are employed by the board for the purpose of providing such a special education program; and

(b) \$38,500 in the case of a program offered by a public or separate school board or \$44,700 in the case of a program offered by a secondary school board. O. Reg. 116/86, s. 15.

16.—(1) Where a board employs a teacher to provide an educational program in,

(a) a psychiatric facility as defined in paragraph 28 of section 1;

(b) an approved charitable institution as defined in the *Charitable Institutions Act*;

(c) an agency approved under subsection 8 (1) of Part 1 (Flexible Services) of the *Child and Family Services Act, 1984*;

(d) an approved home as defined in the *Homes for Retarded Persons Act*;

(e) a place of temporary detention, open custody or secure custody continued or established under subsection 85 (1) of Part IV (Young Offenders) of the *Child and Family Services Act, 1984*;

(f) a home for special care approved or licensed under the *Homes for Special Care Act*;

(g) a Crippled Children's Treatment Centre classified as a Group K Hospital under the *Public Hospitals Act*;

- (h) The Hospital for Sick Children, Toronto;
- (i) The Children's Hospital of Eastern Ontario, Ottawa;
- (j) Bloorview Children's Hospital, Toronto;
- (k) Children's Hospital of Western Ontario, London;
- (l) Lyndhurst Hospital, Toronto;
- (m) a hospital in which an education program is discontinued subsequent to December, 1980 as a result of dissolution of a board established under section 70 of the Act;
- (n) a home approved or licensed under the *Nursing Homes Act*;
- (o) a correctional institution as defined in the *Ministry of Correctional Services Act*;
- (p) a place of secure or open custody designated under section 24 of the *Young Offenders Act* (Canada) or place of temporary detention designated under subsection 7 (1) of that Act,

that is situated within the area of jurisdiction of the board and in which no education program is provided by the Ministry and the Minister approves such education program, the board shall be paid a grant equal to,

- (q) the expenditure in 1986 for salary and related employee benefits of the teacher and an additional amount not in excess of \$2,000 per teacher in respect of the expenditure of the board for administrative, consultative and supervisory services, for replacement of furniture and equipment and for the purchase of instructional supplies in respect of such program; and
- (r) expenditure in 1986 for salary and related employee benefits of a teacher-aide to assist a teacher in the provision of such educational program and an additional amount not in excess of \$975 for each such teacher-aide.

(2) The approval of the Minister referred to in subsection (1) shall be given only where the board has entered into a written agreement with the facility, home or institution, or the administrator thereof, setting out the responsibilities of the facility, home or institution for the provision of accommodation and the responsibilities of the board for the provision of the education program, including the number of teachers that the board agrees to provide.

(3) Where a board referred to in subsection (1) incurs an expenditure for furniture or equipment or both for a classroom for an education program referred to in subsection (1), the board shall be paid a grant equal to the approved portion of such expenditure,

except that the grant in respect of furniture and equipment for the classroom shall in no case exceed \$3,300.

(4) Where a board enters into a written agreement with a facility or hospital referred to in subsection (1), or with the administrator of such facility, to provide an educational program that was previously provided in the facility or hospital by the Ministry and the Minister approves such education program, the Minister may pay the board, in lieu of other grants payable under this Regulation in respect of the program, an amount equal to the operating cost that is approved by the Minister for the program. O. Reg. 116/86, s. 16.

PART 5

GRANTS FOR HERITAGE LANGUAGE INSTRUCTION

17. Where in 1986 a public or separate school board that is a board other than an isolate board or a board appointed under section 70 of the Act conducts classes for heritage language instruction in a language other than English or French that are approved by the Minister, the board shall be paid a grant in respect of each such class that is equal to the product of \$33 and the number of hours of classroom instruction during 1986 except that where the quotient obtained by dividing the number of elementary school pupils enrolled in all such classes conducted by the board by the number of such classes is less than 25, the \$33 per hour rate is reduced by the product of \$.77 and the difference between such quotient and 25. O. Reg. 116/86, s. 17.

PART 6

ADJUSTMENT IN RESPECT OF CHANGE IN TAX REVENUE

18. In this Part,

- (a) "equalized assessment for a board for 1985" means equalized assessment for a board as defined in Ontario Regulation 128/85;
- (b) "change in taxation for 1985" for a board is calculated as follows:

$$\frac{A-B}{A} \times C$$

Where:

A = the equalized assessment for the board for 1985 that is calculated using, for each organized municipality within the jurisdiction of the board,

I. the assessment for 1985,

II. the portion of tax levied under subsections 161 (12) and (13) of the

Municipal Act that is allocated to the board in 1985 under subsection 161 (22) thereof, and

III. the portion of the payment in lieu of taxes for 1985 payable to the board,

as shown in the audited financial report of such municipality for 1985,

B = the equalized assessment for the board for 1985 that is reported in the audited financial statements for 1985 of the board,

C = the amounts the board requisitioned on, or levied or caused to be levied in, the municipalities and localities within the jurisdiction of the board,

and the amount calculated may be a positive or negative amount;

(c) "net adjustment in tax revenue" in respect of a board is calculated as follows:

$$C - B - A$$

Where:

A = the change in taxation for 1985 for the board,

B = taxes receivable in 1985 under section 34 of the *Assessment Act*,

C = amounts charged to the board by a municipality in 1985 under section 465 of the *Municipal Act*,

and the amount calculated may be a positive or negative amount; and

(d) "net expenditure for 1985" means, in respect of a board, the excess of,

(i) the sum of the current expenditure for 1985, amounts provided in 1985 for reserves and reserve funds, and tax adjustments charged to the board in 1985,

over,

(ii) current revenue for 1985 including transfers in such year from reserves and other funds and excluding current revenue from taxes, subscriptions in lieu of taxes, payments in lieu of taxes and trailer fees;

(e) "net recognized expenditure for 1985" means the excess of the sum of R.O.E. for 1985, R.E.E. for 1985, expenditure approved for capital project grants for 1985, and the eligi-

ble sums for French as a first language for 1985 and for French as a second language for 1985, as defined in section 1 of Ontario Regulation 128/85 over the sum of grants payable under Parts 1, 2 and 11 and subsections 11 (1) and (2) of that Regulation, as adjusted under Part 6 thereof. O. Reg. 116/86, s. 18.

19. In respect of a board other than an isolate board or a board appointed under section 70 of the Act an amount calculated as follows:

$$A \times \frac{B}{C}$$

Where:

A = the net adjustment in the tax revenue for the board determined under clause 18 (c),

B = the net recognized expenditure for 1985 for the board determined under clause 18 (e), and

C = the net expenditure for 1985 for the board determined under clause 18 (d),

shall,

(a) where the calculation results in a positive amount, be added to the grants payable to the board for 1986; and

(b) where the calculation results in a negative amount, be deducted from the grants payable to the board for 1986. O. Reg. 116/86, s. 19.

PART 7

SPECIAL ASSISTANCE IN RESPECT OF DEBENTURES

20. A board other than an isolate board or a board appointed under section 70 of the Act shall be paid a grant equal to the lesser of the amounts determined by the following calculations:

(a) $A - (B \times C)$, or zero if such calculation is negative; and

(b) $A - (\frac{A}{D \times 25} \times E \times C)$, or zero if such calculation is negative,

Where:

A = the portion acceptable to the Minister in respect of expenditure in 1986 for debt charges on debentures issued by the board, or on its behalf, prior to the 1st day of April, 1980 that is not approved by the Minister for inclusion in R.E.E. for 1986,

B = .000103 for a public or separate school board, or .000216 for a secondary school board,

C = E.A. for the board as defined in paragraph 18 of section 1, and

D = the day school weighted A.D.E. for grant purposes for 1986 for the board as defined in paragraph 11 of section 1, and

E = .000106 for a public or separate school board, or .000048 for a secondary school board: O. Reg. 116/86, s. 20.

PART 8

GRANT FOR A BOARD ON TAX EXEMPT LAND

21. In this Part, "cost of operating" means the excess of,

- (a) the current expenditure that is acceptable to the Minister for grant purposes excluding expenditure for debt charges, capital appurtenances, restoration of destroyed and damaged capital appurtenances, capital element included in rent, provision for a reserve for working funds, provisions for reserve funds and P.A.C. for resident-external pupils,

over the sum of,

- (b) current revenue from sources other than from,

- (i) general legislative grants, except payments under sections 27, 29, 30, 32 and 34,

- (ii) the organization for which the board was established, and

- (iii) refunds of expenditure, no part of which is eligible for grant; and

- (c) the excess of current expenditure for,

- (i) transportation of pupils, and

- (ii) board, lodging and weekly transportation of pupils,

over, in each case, the amount approved by the Minister for such purpose. O. Reg. 116/86, s. 21.

22. A board that is appointed under section 70 of the Act, other than a board that operates a school in a sanatorium, a hospital, a crippled children's treatment centre or a centre for the treatment of cerebral palsy shall be paid a grant of 50 per cent of the lesser of,

- (a) the board's cost of operating for 1986; and

- (b) the sum of,

- (i) the product of \$2,940 in the case of an elementary school pupil or \$3,730 in the case of a secondary pupil and the sum of,

- a. the A.D.E. for 1986 for the board calculated under section 2 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment),

- b. the continuing education A.D.E. for grant purposes for 1986 for the board,

- c. the A.D.E. for 1986 calculated under section 4 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of enrolment of pupils of the board in summer schools conducted by the board in a course for which credit is granted or in a course that the board is authorized or required to provide in its day school program in grades 1 to 8, and the course is approved by the Minister for grant purposes, and

- d. the A.D.E. for 1986 calculated under clause 3 (a) of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) that is in respect of enrolment of pupils of the board in the classroom instruction portion of a course of driver education conducted by the board,

- (ii) the tuition fees payable by the board for 1986,

- (iii) the portion approved by the Minister for grant purposes of the board's expenditure for 1986 for the transportation of pupils. O. Reg. 116/86, s. 22.

23. A board that is appointed under section 70 of the Act and that operates a school in a sanatorium, a hospital, a crippled children's treatment centre or a centre for the treatment of cerebral palsy shall be paid a grant of,

- (a) 80 per cent of the salaries of teachers and temporary teachers for the current year;

(b) 80 per cent of the excess of the expenditure for the current year approved by the Minister for grant purposes for,

(i) transportation of pupils, and

(ii) board, lodging and weekly transportation of pupils,

over,

(iii) the general legislative grants payable under sections 35 and 36; and

(c) 50 per cent of the excess of,

(i) the sum of the cost of operating for the current year and the revenue for the current year referred to in clause 21 (b),

over,

(ii) expenditure for the current year for,

a. salaries of teachers and temporary teachers,

b. transportation of pupils, and

c. board, lodging and weekly transportation of pupils. O. Reg. 116/86, s. 23.

PART 9

GRANT FOR AN ISOLATE BOARD

24. In this Part,

(a) "local taxation for grant purposes for 1986" means, in respect of a board, the sum of,

(i) the payments in lieu of taxes for 1986 receivable by the board,

(ii) the portion of tax levied under subsections 161 (12) and (13) of the *Municipal Act* that is allocated to the board in 1986 under subsection (11) thereof, and

(iii) the sum of the products obtained by multiplying, for each municipality or locality within the area of jurisdiction of the isolate board,

a. the lesser of,

I. the product of,

A. the quotient obtained by dividing the pro-

duct of 100 and the assessment for 1986 by the A.E.F. for 1986, and

B. where the A.E.F. change index for the municipality or locality is less than .9, the quotient correct to four places of decimals obtained by dividing .9 by such A.E.F. change index,

C. where the A.E.F. change index for the municipality or locality is greater than .8999 and less than 1.1001, one (1.0), or

D. where the A.E.F. change index for the municipality or locality is greater than 1.1, the quotient correct to four places of decimals obtained by dividing 1.1 by such A.E.F. change index, and

II. the product of 2.83 and the assessment for 1986 for the municipality or locality as adjusted by the A.E.F. for 1979 for the municipality or locality,

b. .004701 in the case of a public or separate school board or .003529 in the case of a secondary school board,

except where the municipality or locality is within the area of jurisdiction of a divisional board of education or a district or county combined separate school board in which case the amount determined for the municipality or locality for the purpose of this subclause shall be the product of the assessment for 1986 for the municipality or locality, 0.001 and the mill rate levied on residential property in the municipality or locality for public, separate or secondary school purposes, as the case may be, in respect of such divisional board or district or county separate school board;

(b) "net expenditure for 1986" means, in respect of a board, the positive or negative sum

obtained by subtracting from the board's expenditure for 1986 that is acceptable to the Minister, an amount that is acceptable to the Minister as revenue of the board for 1986 from grant payable under Part 10, and from sources other than local taxation and general legislative grants. O. Reg. 116/86, s. 24.

25.—(1) Where, in respect of an isolate board except a board referred to in subsection (3), the net expenditure for 1986 exceeds the local taxation for grant purposes for 1986, a grant equal to such excess shall be paid to the board.

(2) Where, in respect of an isolate board except a board referred to in subsection (3), the local taxation for grant purposes for 1986 exceeds the net expenditure for 1986, a portion of the general legislative grants paid to the board in previous years equal to such excess shall be paid by the board to the Province of Ontario.

(3) Where, in the year 1986,

- (a) a district school area board is elected for a new district school area, a secondary school board is formed for a new secondary school district or a separate school board is elected for a new separate school zone;
- (b) information respecting the totals of the commercial assessment and of the residential and farm assessment rateable for public school purposes in the district school area, for secondary school purposes in the secondary school district or for separate school purposes in the separate school zone, as the case may be, is not available prior to the 1st day of July; and
- (c) such board commences to operate a school on or after the 1st day of July or enters into an agreement with another board for the education in such year of its resident pupils,

the board shall be paid a grant equal to its net expenditure for 1986. O. Reg. 116/86, s. 25.

PART 10

ASSISTANCE FOR COST OF EDUCATION AND FOR BOARD, LODGING AND TRANSPORTATION

26.—(1) In this Part,

- (a) "cost of education" means an amount equal to the fee calculated under sections 2, 3 and 6 of Ontario Regulation 115/86 (Calculation of Fees for Pupils);
- (b) "Crown establishment" means an establishment maintained by a Department of the Government of Canada, a Crown company,

The Royal Canadian Mounted Police or Atomic Energy of Canada Limited, on lands held by the Crown in right of Canada that are not assessable for school purposes, and includes a reserve as defined in the *Indian Act* (Canada);

- (c) "Ontario Government establishment" means an establishment maintained by a Ministry of the Government of Ontario on lands held by the Crown in right of Ontario or by Ontario Hydro on lands held by it and in respect of which no payment is made under the provisions of subsection 45 (9) of the *Power Corporation Act*.

(2) For the purposes of this Part, a person shall not be considered to reside in an Ontario Government establishment where he resides in a residence owned by him on lands that are within the Ontario Government establishment.

(3) Where section 6 of Ontario Regulation 115/86 (Calculation of Fees for Pupils) applies in determining the cost of education under clause (1) (a) and the board and the Minister cannot agree upon a factor, the factor shall be determined by three arbitrators, one appointed by the board that provides the instruction, one appointed by the Minister and a third appointed by the aforementioned arbitrators, and the decision of the arbitrators or a majority of them is final and binding upon the board and the Minister. O. Reg. 116/86, s. 26.

27.—(1) Where a pupil,

- (a) resides in a territorial district;
- (b) is not resident in a school section or in a Crown establishment; and
- (c) attends a public school in Ontario,

the Minister shall pay the board that operates the public school the cost of education of the pupil.

(2) Where a Roman Catholic pupil,

- (a) resides in a territorial district;
- (b) is not resident in a school section, separate school zone or Crown establishment; and
- (c) attends a Roman Catholic separate school in Ontario,

the Minister shall pay the board that operates the separate school the cost of education of the pupil. O. Reg. 116/86, s. 27.

28. Where a pupil,

- (a) resides in a territorial district;

- (b) is not resident in a school section, a separate school zone or a Crown establishment; and
- (c) attends an elementary school that is supported by local taxation in a province that adjoins Ontario,

the Minister shall pay the governing authorities of the elementary school in respect of the education and related costs of such pupil amounts agreed upon between the governing authorities of the elementary school and the Minister. O. Reg. 116/86, s. 28.

29. Where a pupil whose parent or guardian is not assessable for elementary school purposes,

- (a) resides in an Ontario Government establishment that does not form part of a school section; and
- (b) attends a public school, or attends a separate school and is a Roman Catholic,

the Minister shall pay the board that operates the school the cost of education of the pupil. O. Reg. 116/86, s. 29.

30. Where a pupil,

- (a) resides in a territorial district;
- (b) is not resident in a secondary school district or in a Crown establishment; and
- (c) attends a secondary school in Ontario,

the Minister shall pay the board that operates the secondary school the cost of education of the pupil. O. Reg. 116/86, s. 30.

31. Where a pupil,

- (a) resides in a territorial district;
- (b) is not resident in a secondary school district or in a Crown establishment; and
- (c) attends a secondary school that is supported by local taxation in a province that adjoins Ontario,

the Minister shall pay the governing authorities of the secondary school in respect of the education and related costs of such pupil amounts agreed upon between the governing authorities of the secondary school and the Minister. O. Reg. 116/86, s. 31.

32. Where a pupil whose parent or guardian is not assessable for secondary school purposes,

- (a) resides in an Ontario Government establishment that does not form part of a secondary school district; and
- (b) attends a secondary school in Ontario,

the Minister shall pay the board that operates the secondary school the cost of education of the pupil. O. Reg. 116/86, s. 32.

33. Where a pupil,

- (a) resides in a territorial district;
- (b) is not resident in a school section, a separate school zone or a Crown establishment; and
- (c) attends an elementary school that is supported by taxation in a province that adjoins Ontario,

and where, in the opinion of the Minister,

- (d) daily transportation to the elementary school that the pupil would be required to attend in Ontario is impracticable due to distance and terrain; and
- (e) the provision of board, lodging and transportation once a week is impracticable because of the age or handicap of the pupil,

the Minister may pay the governing authorities of the elementary school in respect of the education and related costs of such pupil amounts agreed upon between the governing authorities of the elementary school and the Minister. O. Reg. 116/86, s. 33.

34. Where a pupil,

- (a) who is resident within,
 - (i) a psychiatric facility as defined in paragraph 28 of section 1,
 - (ii) an approved charitable institution as defined in the *Charitable Institutions Act*,
 - (iii) an agency approved under subsection 8 (1) of Part 1 (Flexible Services) of the *Child and Family Services Act, 1984*,
 - (iv) an approved home as defined in the *Homes for Retarded Persons Act*,
 - (v) a home for special care approved or licensed under the *Homes for Special Care Act*,
 - (vi) a home approved or licensed under the *Nursing Homes Act*, or
 - (vii) a place of secure custody or open custody designated under section 24 of the *Young Offenders Act* (Canada) or place of temporary detention designated under subsection 7 (1) of that Act;

- (b) who is detained in a place of temporary detention, open custody or secure custody continued or established under subsection 85 (1) of Part IV (Young Offenders) of the *Child and Family Services Act, 1984*;
- (c) who is detained in a correctional institution as defined in the *Ministry of Correctional Services Act*;
- (d) who is placed in an approved home as defined in the *Mental Hospitals Act*; or
- (e) who is a ward of the Crown under Part III (Child Probation) of the *Child and Family Services Act, 1984*, a ward of a children's aid society or in the care of a children's aid society and who has not been placed for adoption on a probationary basis,

attends a school operated by a public, separate or secondary school board in Ontario, such pupil may be registered as a resident-internal pupil or as a non-resident pupil of the board and, where the pupil is registered as a non-resident pupil, the Minister shall pay the board the cost of education of the pupil except where a fee in respect of the pupil is receivable from Canada under an agreement entered into by the board under section 164 or 165 of the Act. O. Reg. 116/86, s. 34.

35. Where, under section 166 of the Act, a board provides transportation to and from school on a daily basis or from school to school for a non-resident pupil of the board in respect of whom it is eligible to receive the cost of education under section 27, 29, 30, 32 or 34, the Minister shall pay the board an amount equal to the portion that would be approved by the Minister for grant purposes of the expenditure for 1986 for transportation if the pupil were a resident pupil of the board, and the board may charge the parent or guardian of a pupil in respect of whom it is eligible to receive the cost of education under section 27 or 30 the excess of the actual cost of transportation over the amount paid by the Minister under this section. O. Reg. 116/86, s. 35.

36. Where the parent or guardian of a pupil for whom cost of education is payable by the Minister under this Part is, under subsection 78 (3) of the Act or subsection 166 (8) or (11) thereof, reimbursed by the board of the school that the pupil attends for the cost of board and lodging and transportation once a week from the pupil's residence to school and return, the Minister shall pay the board an amount equal to the portion approved by the Minister for grant purposes of the expenditure for board, lodging and such transportation. O. Reg. 116/86, s. 36.

37. Where a pupil,

- (a) resides in a territorial district;
- (b) is not resident in a school section, a separate school zone or a Crown establishment; and

- (c) attends a school operated by the Indian Affairs Branch of the Department of Indian Affairs and Northern Development on a reserve,

the Minister shall pay the Crown in right of Canada in respect of the education of such pupil an amount agreed upon between the Department of Indian Affairs and Northern Development and the Minister. O. Reg. 116/86, s. 37.

38. This Part applies to all boards, including an isolate board. O. Reg. 116/86, s. 38.

PART 11

CAPITAL PROJECTS GRANTS FOR 1986

39. A board other than an isolate board or a board appointed under section 70 of the Act shall be paid a grant in respect of each project of the board for the acquisition of capital appurtenances as defined in paragraph 7 of section 1 that is approved by the Minister for direct capital grant financing in 1986, calculated as follows:

$$A - \left(\frac{A}{100 \times B} \times C \times D \right)$$

Where:

A = the lesser of the project cost approved by the Minister for grant purposes and the expenditure of the board that is the sum of,

- (i) current expenditure for 1986 on the project, and
- (ii) expenditure on the project in 1986 and prior years from funds other than current revenue except expenditure for which a grant is payable under a previous regulation,

B = the day school weighted A.D.E. for 1986 for the board,

C = .000010 in respect of a project for provision of a secondary school, or an appropriate unit thereto under section 261 or to section 272 of the Act, or .000048 in respect of other projects of a secondary school board, or .000106 in respect of a project of a public or separate school board,

D = E.A. for the board as defined in paragraph 18 of section 1. O. Reg. 116/86, s. 39.

PART 12

ASSISTANCE IN RESPECT OF APPORTIONMENT

40.—(1) A divisional board of education shall be paid a grant equal to the portion of its apportionable

sum required that is not apportioned to a municipality or locality under Ontario Regulation 114/86 (Apportionment 1986 Requisitions) because of the limitation included therein in clause 2 (2) (a) in the case of a public school board and clause 3 (2) (a) in the case of a secondary school board.

(2) A board of a combined separate school zone shall be paid a grant calculated in accordance with the provisions of subsection (1) for a public school board and for the purpose of this calculation Ontario Regulation 114/86 (Apportionment 1986 Requisitions) shall be deemed to apply to the board. O. Reg. 116/86, s. 40.

PART 13

SECONDARY SCHOOL REORGANIZATION GRANT

41. Where on or after the 1st day of January, 1982, as a result of the reorganization of a French-English mixed language school operated by the board prior to September 1, 1985, a secondary school board other than an isolate board or a board appointed under section 70 of the Act establishes a French-language secondary school under section 261 of the Act, or, on or after the 1st day of January, 1986, as a result of the reorganization of a French-English mixed language school operated by the board prior to September 1, 1985, a Roman Catholic separate school board set out in column 1 of Table 1 establishes a French-language elementary school under section 258 of the Act in the grade levels set out in column 2 of Table 1 opposite the language of instruction of French set out in column 3 of Table 1, a grant, subject to the approval of the Minister, is payable to the board as follows:

- (a) where such school commenced operation in 1982, 1983 or 1984,
 - (i) \$485 per day school pupil enrolled at the school on the last day in September of 1986 where such enrolment is 100 or fewer, or

Table 1		
Column 1 NAME OF BOARD	Column 2 GRADE LEVEL	Column 3 LANGUAGE OF INSTRUCTION FrenchEnglish
Brant County Roman Catholic Separate School Board	9, 10 & 11	X
Bruce-Grey County Roman Catholic Separate School Board	9, 10 & 11	X
Carleton Roman Catholic Separate School Board	9, 10 & 11 9, 10 & 11	X X

- (ii) the lesser of \$60,700 and the amount of \$42,400 plus \$61 per day school pupil enrolled at the school on the last day in September of 1986 where such enrolment is greater than 100;
- (b) where such school commenced operation in 1985,
 - (i) \$970 per day school pupil enrolled at the school on the last day in September of 1986 where such enrolment is 100 or fewer, or
 - (ii) the lesser of \$121,400 and the amount of \$84,800 plus \$122 per day school pupil enrolled at the school on the last day in September of 1986 where such enrolment is greater than 100; and
- (c) where such school commences operation in 1986,
 - (i) \$1,455 per day school pupil enrolled at the school on the last day in September of 1986 where such enrolment is 100 or fewer, or
 - (ii) the lesser of \$182,100 and the amount of \$127,200 plus \$183 per day school pupil enrolled at the school on the last day in September of 1986 where such enrolment is greater than 100. O. Reg. 116/86, s. 41.

PART 14

SPECIAL ASSISTANCE FOR ENROLMENT SHIFT

42. Where a secondary school board set out in column 1 of Table 2 has an en-block transfer as defined in paragraph 16 of section 1, the board shall be paid a grant equal to the amount set out opposite in column 2 of Table 2. O. Reg. 116/86, s. 42.

Column 1 <u>NAME OF BOARD</u>	Column 2 <u>GRADE LEVEL</u>	Column 3 <u>LANGUAGE OF INSTRUCTION</u>	
		French	English
Cochrane-Iroquois Falls District Roman Catholic Separate School Board	9	X	
Dufferin-Peel Roman Catholic Separate School Board	9 9, 10 & 11	X	X
Durham Region Roman Catholic Separate School Board	9, 10 & 11		X
Elgin County Roman Catholic Separate School Board	9, 10 & 11		X
Essex County Roman Catholic Separate School Board	9, 10 & 11 9, 10 & 11	X	X
Frontenac-Lennox and Addington County Roman Catholic Separate School Board	9, 10 & 11 9, 10 & 11	X	X
Haldimand-Norfolk Roman Catholic Separate School Board	9, 10 & 11		X
Halton Roman Catholic Separate School Board	9, 10 & 11		X
Hamilton-Wentworth Roman Catholic Separate School Board	9, 10 & 11		X
Hastings-Prince Edward County Roman Catholic Separate School Board	9, 10 & 11		X
Kenora District Roman Catholic Separate School Board	9, 10 & 11		X
Kent County Roman Catholic Separate School Board	9, 10 & 11 9, 10 & 11	X	X
Lakehead District Roman Catholic Separate School Board	9, 10 & 11		X
Lambton County Roman Catholic Separate School Board	9, 10 & 11		X
Lanark, Leeds and Grenville County Roman Catholic Separate School Board	9, 10 & 11		X
Lincoln County Roman Catholic Separate School Board	9, 10 & 11		X

Column 1 <u>NAME OF BOARD</u>	Column 2 <u>GRADE LEVEL</u>	Column 3 <u>LANGUAGE OF INSTRUCTION</u>	
		French	English
London and Middlesex County Roman Catholic Separate School Board	9, 10 & 11		X
Metropolitan Separate School Board	9 9, 10 & 11	X	X
Nipissing District Roman Catholic Separate School Board	9, 10 & 11		X
Ottawa Roman Catholic Separate School Board	9, 10 & 11 9, 10 & 11	X	X
Oxford County Roman Catholic Separate School Board	9, 10 & 11		X
Peterborough-Victoria-Northumberland and Newcastle Roman Catholic Separate School Board	9, 10 & 11		X
Renfrew County Roman Catholic Separate School Board	9, 10 & 11		X
Sault Ste. Marie District Roman Catholic Separate School Board	9, 10 & 11		X
Simcoe County Roman Catholic Separate School Board	9, 10 & 11		X
Stormont, Dundas and Glengarry Roman Catholic Separate School Board	9, & 10 9, 10 & 11	X	X
Sudbury District Roman Catholic Separate School Board	9, 10 & 11 9, 10 & 11	X	X
Timmins District Roman Catholic Separate School Board	9, 10 & 11		X
Waterloo County Roman Catholic Separate School Board	9, 10 & 11		X
Welland County Roman Catholic Separate School Board	9, 10 & 11		X
Wellington County Roman Catholic Separate School Board	9, 10 & 11		X

Column 1 <u>NAME OF BOARD</u>	Column 2 <u>GRADE LEVEL</u>	Column 3 <u>LANGUAGE OF INSTRUCTION</u>	
		French	English
Windsor Roman Catholic Separate School Board	9, 10 & 11		X
York Region Roman Catholic Separate School Board	9, 10 & 11		X

O. Reg. 116/86, Table 1.

Table 2

Column 1 <u>BOARD OF EDUCATION</u>	Column 2 <u>SPECIAL ASSISTANCE FOR ENROLMENT SHIFT</u>
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O. Reg. 116/86, Table 2.

ONTARIO REGULATION 115/86

under the Education Act

CALCULATION OF FEES FOR PUPILS

1.—(1) In this Regulation,

(a) the following terms in respect of the calculation of fees for pupils for a year have the same meaning as they have in the regulation entitled, "General Legislative Grants" applicable to that year,

- (i) "current cost of operating",
- (ii) "elementary school pupil",
- (iii) "eligible sum for French as a first language",
- (iv) "eligible sum for French as a second language",
- (v) "non-resident pupil",
- (vi) "O.E.",
- (vii) "P.A.C.",
- (viii) "R.O.E.", and
- (ix) "resident-internal pupil",

except that in respect of a board appointed under section 70 of the Act, "current cost of operating" does not include current expenditure for furniture and equipment and for debt charges;

(b) "A.D.E." means average daily enrolment calculated under Ontario Regulation 127/85 (Calculation of Average Daily Enrolment);

(c) "technological studies" means the courses developed from curriculum guidelines that are issued by the Minister for the intermediate division and senior division and listed under the heading "Technological Studies" in circular H.S. 1 or in the circular entitled "Ontario Schools Intermediate and Senior Divisions Program and Diploma Requirements" issued by the Ministry.

(2) Where a board of education provides instruction for one or more pupils in respect of whom fees are receivable, the fees shall be calculated under this Regulation as if the board of education were a public school board and a secondary school board. O. Reg. 115/86, s. 1.

2.—(1) Subject to subsection (2) and to sections 3 and 6, where a board provides instruction for pupils whose fees are receivable from another board, from Canada, or from a band, council of a band or education authority authorized by the Crown in right of Canada to provide education for Indians, or where the board provides instruction for a pupil to whom subsection 48 (6) of the Act applies, the fees for a year in which it provides the instruction shall be calculated by,

(a) subtracting from the current cost of operating for the year of the board that provides the instruction, the grant payable to such board in respect of the eligible sum for French as a first language and for French as a second language for that year for the board, and dividing the difference so obtained by the sum of the average daily enrolment in respect of resident-internal and non-resident pupils of the board,

(i) calculated under section 2 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment),

(ii) calculated under section 3 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) in respect of pupils taking a course for which credit is granted, in respect of the classroom instruction portion of a course in driver education, in respect of basic literacy or basic numeracy for adults, in respect of citizenship and language instruction for landed immigrants, and in respect of English or French as a second language for adults whose first language is neither English nor French,

(iii) calculated under section 4 of Ontario Regulation 127/85 (Calculation of Average Daily Enrolment) in respect of pupils taking a course for which credit is granted and in respect of a course of study acceptable to the Minister that the board is authorized or required to provide in its day school program in grades 1 to 8 or in a school or class for trainable retarded pupils; and

(b) multiplying the A.D.E. for the year of the pupils whose fees are receivable from the other board, from Canada or other previously described source, as the case may be, by the sum of,

- (i) the amount determined under clause (a), and
- (ii) except where the board that provides the instruction is a board appointed under section 70 of the Act, the P.A.C. for such pupils.

(2) Where a board has entered into an agreement under subsection 165 (2) of the Act that provides for a payment by the Crown in right of Canada to provide classroom accommodation for a specified number of pupils, the P.A.C. for each such pupil, notwithstanding subclause 1 (1) (a) (viii), shall be zero. O. Reg. 115/86, s. 2.

3. Where a board appointed under section 70 of the Act operates a school in a centre for the treatment of cerebral palsy, a crippled children's treatment centre, a hospital or a sanatorium and provides instruction therein for pupils whose fees are receivable from any source, the fee for such a pupil shall be calculated by,

- (a) adding to the current cost of operating of the board for the year in which it provides the instruction, the portion approved by the Minister for grant purposes of the expenditure for such year for the transportation of pupils, and deducting from the total thereof the general legislative grants payable to the board for such year except a grant that is equal to the cost of education;
- (b) dividing the amount determined under clause (a) by the sum of the days on which each pupil is enrolled at the school; and
- (c) multiplying the amount determined under clause (b) by the number of days for which the pupil whose fee is being calculated is enrolled at the school. O. Reg. 115/86, s. 3.

4. Where a board, except a board appointed under section 70 of the Act, provides instruction for a pupil in respect of whom fees are required to be paid, other than a pupil whose fees are receivable from another board or from Canada or from a band, council of a band, or education authority authorized by the Crown in the right of Canada to provide education for Indians, and the parent or guardian of the pupil is resident in Ontario, the fees payable on behalf of the pupil shall be such as the board may prescribe except that in the case of each of a public school board, a separate school board and a secondary school board, the total fees charged, in respect of a year,

- (a) to a parent or guardian who is not resident in a school section, separate school zone or secondary school district, in respect of his or her children or wards who attend the board's schools, shall not exceed \$58.00 per month during which such children or wards are enrolled at the board's schools; and

- (b) in the case of a pupil who is qualified to be a resident pupil of a school section, separate school zone or secondary school district, shall not exceed, in respect of each month the pupil is enrolled, the greater of,

(i) \$58.00, and

(ii) one-tenth of the sum of,

(A) the quotient obtained by dividing,

I. the board's estimate of the excess of its O.E. for the year over its R.O.E. for the year,

by

II. the A.D.E. of the board for the year that is in respect of resident-internal pupils of the board,

and

(B) the P.A.C.,

except that where the pupil is enrolled in a high cost program as defined in section 6, such greater amount may be increased by an amount which takes into account the additional cost to the board of providing such program. O. Reg. 115/86, s. 4.

5. Where in any year a board provides instruction for a pupil in respect of whom fees are required to be paid and whose parent or guardian does not reside in Ontario, except a pupil to whom subsection 48 (6) of the Act applies, the fees payable by or on behalf of the pupil shall be such as the board may prescribe but, subject to subsection 6 (5), shall not exceed the product obtained by multiplying one-tenth of the sum of the quotient determined under clause 2 (1) (a) and the P.A.C. for the pupil by the number of months during which the pupil is enrolled in such year in a school operated by the board that provides the instruction. O. Reg. 115/86, s. 5.

6.—(1) In this section "high-cost program" means,

- (a) a special education program other than a program provided in the board's school in lieu of an education program provided by a provincial school for the blind and the deaf or such other program approved by the Minister for which a General Legislative Grant is payable;
- (b) a program for trainable retarded children;
- (c) a program that includes technological studies that qualify in a school year for three or more credits toward the secondary school gradua-

tion diploma or Ontario secondary school diploma;

(d) a program of instruction for which credit is granted that is offered in an elementary school to elementary school pupils as defined in subparagraph i of paragraph 12 of section 1 of Ontario Regulation 116/86, General Legislative Grants, 1986; and

(e) a program of instruction for which credit is granted that is offered in an elementary school to elementary school pupils as defined in subparagraph ii of paragraph 12 of section 1 of Ontario Regulation 116/86, General Legislative Grants, 1986.

(2) The fee calculated under section 2, where chargeable by a board in respect of an elementary school pupil who is registered in a high cost program, or a pupil enrolled in a school or class for trainable retarded pupils other than a trainable retarded pupil who does not have the right to attend under subsection 73 (1) of the Act, may be increased by multiplying it by a factor agreed upon by the fee payor and the board charging the fee when,

(a) the ratio of the A.D.E. of such pupils registered in a high cost program for whom fees are receivable by the board from such fee payor to the A.D.E. of elementary school pupils or trainable retarded school or class pupils registered in such high cost program conducted by the board,

is greater than,

(b) the ratio of the A.D.E. of such pupils for whom fees are receivable by the board from such fee payor to the A.D.E. of elementary school pupils and trainable retarded school or class pupils registered at the board's schools.

(3) The factor agreed upon under subsection (2) shall not be greater than 1.23 in the case of a pupil

registered in a program referred to in clause 6 (1) (d) and 1.36 in the case of a pupil registered in a program referred to in clause 6 (1) (e).

(4) Subsection (2) applies with necessary modifications to secondary school pupils.

(5) Where a pupil to whom section 5 applies is registered in a high cost program, the maximum fees payable in respect of such pupil shall be determined by multiplying the maximum fees under section 5 by a factor to be agreed upon between the board that provides the instruction and the party from whom the fees are receivable.

(6) Where under this section the board that provides the instruction and the other board or party concerned cannot agree upon a factor, the factor shall be determined by three arbitrators, one arbitrator appointed by the board that provides the instruction, one arbitrator appointed by the board from which or the party from whom the fee is receivable and one arbitrator appointed by the Minister, and the decision of the arbitrators or a majority of them is final and binding upon the board that provides the instruction and the other board or party concerned. O. Reg. 115/86, s. 6.

7. Where a board, except a board appointed under section 70 of the Act, provides an education program in a hospital or treatment centre, other than a program for which the board receives General Legislative Grants equal to the salaries of the teachers conducting the program and other program expenditure allowances, the fee payable in respect of a pupil who is not qualified to be a resident pupil of the board and for whom such an education program is provided shall be such as may be agreed upon between the board that provides the program and the parent or guardian of the pupil or the board of which the pupil is qualified to be a resident pupil. O. Reg. 115/86, s. 7.

8. This Regulation applies to fees for pupils in respect of the year 1986. O. Reg. 115/86, s. 8.

ONTARIO REGULATION 114/86

under the Education Act

APPORTIONMENT 1986 REQUISITIONS

1. In this Regulation,

(a) "apportionable sum required by a divisional board for public school purposes for 1986" means the excess of the total estimated expenditure of the board for public school purposes for 1986 exclusive of,

(i) allowances and provisions for differences between the sum that the board requisitioned and the sum that the board ought to have requisitioned in a previous year for public school purposes from a local municipality in the school division, and

(ii) the portion charged to public school purposes of any expenditures incurred by the board in performing the duties of a municipal council,

over the sum of the estimated revenues of the board for public school purposes for 1986 from sources other than local taxation, the grant payable to the board under section 40 of Ontario Regulation 116/86, General Legislative Grants, 1986 and the amount in the reserve established under subsection 210 (2) of the Act for public school purposes;

(b) "apportionable sum required by a divisional board for secondary school purposes for 1986" means the excess of the total estimated expenditure of the board for secondary school purposes for 1986 exclusive of,

(i) allowances and provisions for differences between the sum that the board requisitioned and the sum that the board ought to have requisitioned in a previous year for secondary school purposes from a local municipality in the school division, and

(ii) the portion charged to secondary school purposes of any expenditures incurred by the board in performing the duties of a municipal council,

over the sum of the estimated revenues of the board for secondary school purposes for 1986 from sources other than local taxation, the grant payable to the board under section 40 of Ontario Regulation 116/86, General Legislative Grants, 1986 and the amount in the reserve established under subsection 210 (2) of the Act for secondary school purposes;

(c) "equalized assessment for a municipality or locality" means the product of,

(i) the quotient obtained by dividing the product of 100 and the assessment as defined in Ontario Regulation 116/86, General Legislative Grants, 1986 for the municipality or locality by the A.E.F. for 1986 as defined in Ontario Regulation 116/86, General Legislative Grants, 1986 for the municipality, and

(ii) where the A.E.F. change index as defined in Ontario Regulation 116/86, General Legislative Grants, 1986 for the municipality or locality is,

a. less than .95, the quotient correct to four places of decimals obtained by dividing .95 by such A.E.F. change index,

b. greater than .9499 and less than 1.0501, one (1.0), or

c. greater than 1.05, the quotient correct to four places of decimals obtained by dividing 1.05 by such A.E.F. change index;

(d) "local taxation" means taxes levied by a municipality or a board for public or secondary school purposes as the case may be, exclusive of taxes under section 34 of the *Assessment Act* and under section 161 of the *Municipal Act*;

(e) "payment in lieu of taxes for 1986" means, in respect of a municipality, the sum of the amounts payable by the municipality to the board for 1986 for public school purposes or for secondary school purposes, as the case may be, under subsection 7 (10) of the *Housing Development Act*, under subsection 498 (4) of the *Municipal Act* and under subsection 46 (9) of the *Power Corporation Act*. O. Reg. 114/86, s. 1.

2.—(1) The apportionable sum required by a divisional board for public school purposes for 1986 shall be apportioned among the municipalities and localities in the school division in the ratio, correct to five places of decimals, of the equalized assessment for such municipalities or localities for public school purposes.

(2) The amount apportioned to a municipality or locality by a divisional board for public school purposes shall be the sum of,

(a) the amount apportioned under subsection (1) to the municipality or locality except that such amount shall not exceed the amount that would be apportioned to the municipality or locality if the apportionable sum required by the board for public school purposes for 1986 were apportioned among the municipalities and localities in the school division in the ratio of equalized assessment for public school purposes for such municipalities and localities that are calculated by adjusting the assessments as defined in Ontario Regulation 116/86, General Legislative Grants, 1986 by the 1979 assessment equalization factors for the municipalities and localities that are published in Schedule B to Ontario Regulation 108/79;

(b) expenditures applicable to the locality that are incurred for 1986 by the divisional board in performing the duties of a municipal council and that are charged to public school purposes; and

(c) the payments in lieu of taxes for 1986 in respect of the municipality or locality for public school purposes and the amount allocated by the municipality under subsection 161 (22) of the *Municipal Act* to the divisional board for 1986 for public school purposes,

adjusted where required under subsection 219 (2) or (3) of the Act or section 210 thereof. O. Reg. 114/86, s. 2.

3.—(1) The apportionable sum required by a divisional board for secondary school purposes for 1986 shall be apportioned among the municipalities and localities in the school division in the ratio, correct to five places of decimals, of the equalized assessment for such municipalities or localities for secondary school purposes.

(2) The amount apportioned to a municipality or locality by a divisional board for secondary school purposes shall be the sum of,

(a) the amount apportioned under subsection (1) to the municipality or locality except that such amount shall not exceed the amount that would be apportioned to the municipality or locality if the apportionable sum required by the board for secondary school purposes for 1986 were apportioned among the municipalities and localities in the school division in the ratio of equalized assessment for secondary school purposes for such municipalities and localities that are calculated by adjusting the assessments as defined in Ontario Regulation 116/86, General Legislative Grants, 1986 by the 1979 assessment equalization factors for the municipalities and localities that are published in Schedule B to Ontario Regulation 108/79;

(b) expenditures applicable to the locality that are incurred for 1986 by the divisional board in performing the duties of a municipal council and that are charged to secondary school purposes; and

(c) the payments in lieu of taxes for 1986 in respect of the municipality or locality for secondary school purposes and the amount allocated by the municipality under subsection 161 (22) of the *Municipal Act* to the divisional board for 1986 for secondary school purposes,

adjusted where required under subsection 219 (2) or (3) of the Act or section 210 thereof. O. Reg. 114/86, s. 3.

4.—(1) Where adjustments required under section 219 of the Act are in respect of part or parts of a municipality or locality, the school board shall provide, with its requisition on the municipality or locality, sufficient information in respect of the adjustments to enable the amount required for public or secondary school purposes, as the case may be, in respect of the part or parts of the municipality or locality to be determined.

(2) Where, for the purpose of levy in 1986, a municipality, other than a municipality where there has been a different assessment generally of real property under section 70 of the *Assessment Act*, is required under any Act to apportion the amount to be raised for municipal purposes among two or more defined areas within the municipality, the amounts requisitioned on the municipality in 1986 by a divisional board of education for public or secondary school purposes, as the case may be, exclusive of amounts in respect of payments in lieu of taxes, amounts allocated under subsection 161 (22) of the *Municipal Act* and adjustments required under section 219 of the *Education Act* shall, for purpose of levy in 1986, be apportioned by the municipality among such defined areas in the ratio correct to five places of decimals of the equalized assessments for the defined areas for public or secondary school purposes, as the case may be, and for such purpose, the equalized assessment for the defined area shall be deemed to be the sum of,

(a) the taxable residential and farm assessment; and

(b) the quotient obtained by dividing by .85 the taxable commercial assessment,

included in the last revised assessment roll for such defined area used for taxation purposes in 1986, equalized by using the 1979 assessment equalization factors set out in Schedule B to Ontario Regulation 108/79.

(3) The amount that is apportioned under sections 2 and 3 to a locality which is territory without municipal organization and for which, in respect of parts of such locality, different assessment equalization factors for

1979 were set out in Schedule B to Ontario Regulation 108/79 may, instead of being attributable to the entire locality, be allocated by the board in a manner acceptable to the Minister to such parts of the locality for which there were factors in such Schedule. O. Reg. 114/86, s. 4.

5. This Regulation applies in respect of the apportionment of the sum required by a divisional board for public school purposes and the sum required by a divisional board for secondary school purposes for the year 1986. O. Reg. 114/86, s. 5.

ONTARIO REGULATION 127/85

under the Education Act

CALCULATION OF AVERAGE DAILY ENROLMENT

1. In this Regulation,

- (a) "cycle" means the number of school days for which a schedule of classes in a school continues before the schedule is repeated;
- (b) "full-time pupil" means a pupil who is enrolled in day school other than in junior kindergarten or kindergarten and who, in respect of a cycle, is registered for classroom instruction for an average of 151 minutes or more per school day;
- (c) "half-time pupil" means a pupil who is enrolled in junior kindergarten or kindergarten and who, in respect of a cycle, is registered for classroom instruction for an average of at least 150 minutes per school day;
- (d) "independent study course" means a credit course that is provided to a pupil other than a full-time pupil in whole or, at the option of a board, in part through a non-classroom instructional mode of delivery;
- (e) "part-time pupil" means a pupil who is enrolled in a day school and who is not a full-time pupil or a half-time pupil. O. Reg. 127/85, s. 1; O. Reg. 113/86, s. 1.

2. Day school average daily enrolment for a board for a year is the sum of,

- (a) the product of 0.3 and the sum of,
 - (i) the number of full-time pupils enrolled on the last school day in January and 0.5 times the number of half-time pupils enrolled on that day,
 - (ii) the quotient obtained by determining, for each part-time pupil enrolled on the last school day in January, the number of minutes for which each such pupil is registered for classroom instruction in the cycle that includes that day in a course other than an independent study course and dividing the sum of the numbers so determined by the product of 300 and the number of days in the cycle,
 - (iii) the number of full-time pupils enrolled on the last school day in April and

0.5 times the number of half-time pupils enrolled on that day, and

- (iv) the quotient obtained by determining, for each part-time pupil enrolled on the last school day in April, the number of minutes for which each such pupil is registered for classroom instruction in the cycle that includes that day in a course other than an independent study course and dividing the sum of the numbers so determined by the product of 300 and the number of days in the cycle;

(b) the product of 0.4 and the sum of,

- (i) the number of full-time pupils enrolled on the last school day in September and 0.5 times the number of half-time pupils enrolled on that day, and
- (ii) the quotient obtained by determining, for each part-time pupil enrolled on the last school day in September, the number of minutes for which each such pupil is registered for classroom instruction in the cycle that includes that day in a course other than an independent study course and dividing the sum of the numbers so determined by the product of 300 and the number of days in the cycle; and

- (c) an amount in respect of each pupil who is enrolled in an independent study course that meets the criteria established by the Minister for day school enrolment, calculated as follows:

$$\frac{A \times B}{7.5}$$

Where,

A = the number of credits or the portion of a credit that may be earned by the pupil upon successful completion of the course,

B = the decimal fraction representing the portion of the total quantity of work required for completion of the course that is completed by the pupil during the periods from January 1 to June 30 and September 1 to December 31 in a year. O. Reg. 127/85, s. 2.

3. Continuing education average daily enrolment for a board for a year is the sum of,

- (a) an amount in respect of each pupil enrolled in an evening class established by the board in a course other than an independent study course calculated as follows:

$$\frac{A \times B}{300 \times C}$$

Where,

A = the number of sessions for which the pupil is enrolled,

B = the number of minutes in each session,

C = the number of school days in the year; and

- (b) an amount in respect of each pupil who is enrolled in an independent study course that does not meet the criteria established by the Minister for day school enrolment, calculated as follows:

$$A \times .1134 \times B$$

Where,

A = the number of credits or the portion of a credit which may be earned by the

pupil upon successful completion of the course,

B = the decimal fraction representing the portion of the total quantity of work required for completion of the course that is completed by the pupil during the year. O. Reg. 127/85, s. 3.

4. Summer school average daily enrolment for a board for a year is the sum of the quotient obtained by the following calculation in respect of each pupil who is enrolled in a summer school established by the board in a course other than an independent study course:

$$\frac{A \times B}{300 \times C}$$

Where,

A = the number of sessions in the summer school program,

B = the number of minutes in each session,

C = the number of school days in the year.

O. Reg. 127/85, s. 4.

5. This Regulation applies in respect of the year 1985 and succeeding years. O. Reg. 127/85, s. 5.